

Serial No. 48825

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

FEB 08 1985

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

FEB 08 1985

FEB 08 1985

Corrected application filed..... Map filed.....

The applicant Lowell D. & Delma E. Emery

P.O. Box 84 of Fallon,

Street and No. or P.O. Box No.

City or Town

Nevada 89406 hereby make.... application for permission to change the

State and Zip Code No.

Place of Use.

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Truckee Carson Irrigation District No. United States
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
of America v. Orr Water Ditch Co. in Equity No. A.3 Claim No. 3; United States of
identify right in Decree.)

America v. Alpine Land & Reservoir Co. D.C. No. D-183 BRT

1. The source of water is Truckee River & Carson River
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 8.325 acre feet
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for As Decreed
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for As Decreed
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point Lahontan Dam, in the SW 1/4 of the SE 1/4
Describe as being within a 40-acre subdivision of public survey and by course and
of SE 1/4 Sec. 33, T.19N. R.26E. M.D.B.&M.
distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within No Change
If point of diversion is not changed, do not answer.

7. Proposed place of use 1.85 acres in SW 1/4 of SE 1/4, Sec. 22, T 19 N, R 28 E,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
MDB&M

8. Existing place of use 1.85 acres in NW 1/4 of SW 1/4, Sec. 19, T 19 N, R 28 E, MDB&M
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from As Decreed to Month and Day of each year.

10. Use was permitted from As Decreed to Month and Day of each year.

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Dam, Canal and Ditches
State manner in which water is to be diverted, i.e. diversion structure, ditches,
pipes and flumes, or drilled well, etc.

12. Estimated cost of works Complete

13. Estimated time required to construct works Complete

14. Estimated time required to complete the application of water to beneficial use..... 2 years

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water will be delivered to the Proposed place of use via the (V line) canal.

By s/ Lowell D. Emery
P.O. Box 84
Fallon, Nevada 89406

Compared sb/se js/bc

Protested 4/12/85 Pyramid Lake Paiute Tribe of Indians
Pro. overruled 9/30/85,
Ruling No.3241

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of the waters of the Truckee and Carson Rivers as set forth under the Newlands Reclamation Project rights in the Truckee and Carson River final decrees is issued subject to the terms and conditions imposed in said decrees and with the understanding that no other rights on the source will be affected by the change proposed herein. This permit is also issued subject to the State Engineer's Ruling No.3241 dated September 30, 1985.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 8.32 acre-feet annually as decreed

Work must be prosecuted with reasonable diligence and be completed on or before September 30, 1986

Proof of completion of work shall be filed before October 30, 1986

Application of water to beneficial use shall be made on or before September 30, 1988

Proof of the application of water to beneficial use shall be filed on or before October 30, 1988

Map in support of proof of beneficial use shall be filed on or before October 30, 1988

Completion of work filed OCT 29 1986 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed my office, this 30th day of September

Cultural map filed A.D. 1985

Certificate No. Issued
CANCELLED MAR 11 2002 BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT
L. Ricci, P.E. STATE ENGINEER


State Engineer